



Republic of the Philippines
PROVINCE OF PANGASINAN
Lingayen
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN SECRETARY

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that at the regular session duly constituted of the Sangguniang Panlalawigan, Province of Pangasinan, held on April 19, 2021 at Lingayen, Pangasinan, the following resolution was approved:

Sponsored by SP Members Rosary Gracia P. Perez-Tababa and Nicholi Jan Louie Q. Sison and co-sponsored by SP Members Sheila Marie S. Perez-Galicia, Jerome Vic O. Espino and Jeanne Jinky C. Zaplan

RESOLUTION NO. 381-2021

DECLARING MUNICIPAL ORDINANCE NO. 2021-03 OF THE SANGGUNIANG BAYAN OF ALCALA, PANGASINAN, ENTITLED “AN ORDINANCE REQUIRING THE MANDATORY INSTALLATION OF ROAD WARNING AND SAFETY DEVICES (RWSDS) BY ALL CONTRACTORS AND PUBLIC UTILITY COMPANIES ON ALL ON-GOING ROAD AND BRIDGE CONSTRUCTIONS/MAINTENANCE ALONG THE NATIONAL, PROVINCIAL, MUNICIPAL AND BARANGAY ROADS WITHIN THE JURISDICTION OF THE MUNICIPALITY OF ALCALA, PANGASINAN AND PROVIDING PENALTIES THEREOF” AS WITHIN THE CONFERRED POWERS OF THE SANGGUNIANG BAYAN TO ENACT

WHEREAS, the Sangguniang Bayan of Alcala, Pangasinan submitted its Municipal Ordinance No. 2021-03 to the Sangguniang Panlalawigan for review and evaluation pursuant to Section 56 of R.A. No. 7160, otherwise known as the Local Government Code of 1991;

WHEREAS, the Committee on Laws and Ordinances of the Sangguniang Panlalawigan, with the technical assistance of the Provincial Legal Officer, have conducted initial review and study on said municipal ordinance and found out that the same was enacted pursuant to Section 447 (a) (1) (iii) and (5) (v) of RA 7160; DPWH Department Order No. 135, Series of 2015;

WHEREAS, the Sangguniang Bayan is hereby reminded on the principle that the prosecution for violation of local ordinances and the imposition of corresponding penalties can be done only after it has proven in court of competent jurisdiction as provided for under Section 447 (1) (iii) of the Local Government Code of 1991;



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WHEREAS, the provision of Section 2 of Memorandum Circular NO. 2016-002, or the “Revised Rules of Procedures Before the Administrative Disciplinary Authorities and the Internal Affairs Service of the Philippine National Police shall be observed by the Municipality of Alcala, Pangasinan in the enforcement of the subject ordinance;

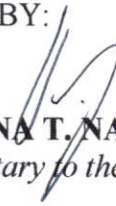
WHEREAS, subject ordinance shall take effect after the requirements of posting and publication pursuant to Sections 59 and 511 of RA 7160;

WHEREFORE, in view of the foregoing, on motion of SP Members Rosary Gracia P. Perez-Tababa and Nicholi Jan Louie Q. Sison and co-sponsored by SP Members Sheila Marie S. Perez-Galicia, Jerome Vic O. Espino and Jeanne Jinky C. Zaplan, duly seconded, it was –

RESOLVED, by the Sangguniang Panlalawigan in session assembled, to declare Municipal Ordinance No. 2021-03 of the Sangguniang Bayan of **Alcala**, Pangasinan, entitled “An Ordinance requiring the mandatory installation of Road Warning and Safety Devices (RWSDS) by all contractors and public utility companies on all on-going road and bridge constructions/maintenance along the national, provincial, municipal and barangay roads within the jurisdiction of the Municipality of Alcala, Pangasinan and providing penalties thereof” as within the conferred powers of the Sangguniang Bayan to enact;

RESOLVED FURTHER, that a copy of this resolution be furnished the Office of the Sangguniang Bayan of Alcala, Pangasinan, for its information and guidance.

CERTIFIED BY:


VERNA T. NAVA-PEREZ
Secretary to the Sanggunian

ATTESTED:


MARK RONALD DG. LAMBINO
Vice Governor
(Presiding Officer)